



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Attorney Docket No. 016778/0422**

Applicant: Takashi NITAKI  
Title: ACCESS RIGHT MANAGING SYSTEM, PORTABLE  
TERMINAL, GATEWAY AND CONTENTS SERVER  
Application No.: 09/740,981  
Filing Date: December 21, 2000  
Examiner: Son, Linh L.D.  
Art Unit: 2135

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

**RELEVANCE OF EACH DOCUMENT**

A translation of a portion of a Japanese Office Action that issued October 5, 2004 with respect to a counterpart Japanese patent application is provided below:

“Claims 1 through 8, 11 through 13, 16, and 17  
Cited Literature 1 through 3

**Remarks**

Described in Cited Literature 1 is an invention that carries out verification of a terminal device, comprised of a server device that converts data to enable a portable information terminal device to browse the world wide web and to adapt page data acquired from a web server on the internet (equivalent to “contents” of the present application) to the destination terminal device.

For example, as described in Cited Literature 2 and Cited Literature 3, it is common when utilizing Internet data to employ a user ID and password to verify a user and to provide the user ID and password with an expiration date.

We can find no particular difficulty in verifying the user based on a user ID and a password as the verification method of the invention described in Cited Literature 1 and providing an expiration date for the user ID and password. How the expiration date is managed at this time is nothing more than what a person skilled in the art could appropriately select.

Claim 9  
Cited Literature 1

**Remarks**

Described in Cited Literature 1 is the invention of a portable terminal device that receives and displays web data.

When comparing the invention described in Cited Literature 1 and the invention relating to Claim 9, there is a difference in the content of the data received, but this difference is not technically related to the processing of the portable terminal, and therefore we cannot recognize a point of material difference.

Consequently, we cannot recognize novelty in the invention related to Claim 9.

Claim 10  
Cited Literature 1 through 3

Remarks

We cannot recognize any particular difficulty in having the portable terminal device receive an ID and password that the server issues in the invention described in Cited Literature 1

Claims 14 and 15  
Cited Literature 1

Remarks

Described in Cited Literature 1 is the invention of a web server that receives page data acquisition requests and sends page data.

When comparing the invention described in Cited Literature 1 and the invention relating to Claims 14 and 15, there is a difference in the content of the acquisition request, but this difference is not technically related to the processing of the server, and therefore we cannot recognize a point of material difference.

Consequently, we cannot recognize novelty in the invention related to Claims 14 and 15.

List of Cited Literature

1. Japanese Unexamined Patent Application Publication H11-250009
  2. Japanese Unexamined Patent Application Publication H09-265443
  3. Japanese Unexamined Patent Application Publication H09-146824
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Record of Prior Art Literature Search Results

- Fields Searched - IPC 7th Edition - G06F 12/14  
G06F 13/00  
G06F 15/00

Prior Art Literature

Japanese Unexamined Patent Application Publication H10-173711

Japanese Unexamined Patent Application Publication H10-336345

Japanese Unexamined Patent Application Publication 2000-090033

(The 3 publications above describe the invention of a gateway system that verifies users.)

This Record of Prior Art Literature Search Results does not constitute a reason for rejection."

Applicant's statements regarding the Japanese Office Action are based on a partial translation that Applicant's representative obtained. These statements should in no way be considered as an agreement by Applicant with, or an admission of, what is asserted in the Japanese Office Action.

Applicant respectfully request that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**STATEMENT**

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date November 4, 2004

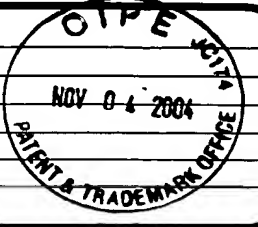
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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> Date Submitted: November 4, 2004 <i>(use as many sheets as necessary)</i>			<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/740,981</td> </tr> <tr> <td>Filing Date</td> <td>12/21/2000</td> </tr> <tr> <td>First Named Inventor</td> <td>Takashi NITAKI</td> </tr> <tr> <td>Group Art Unit</td> <td>2135</td> </tr> <tr> <td>Examiner Name</td> <td>Son, Linh L.D.</td> </tr> <tr> <td>Attorney Docket Number</td> <td>016778-0422</td> </tr> </table>		Application Number	09/740,981	Filing Date	12/21/2000	First Named Inventor	Takashi NITAKI	Group Art Unit	2135	Examiner Name	Son, Linh L.D.	Attorney Docket Number	016778-0422
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Sheet	1	of	1													

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A1	JP	9-146824			06/06/1997		ABS
	A2	JP	9-265443			10/07/1997		ABS
	A3	JP	10-173711			06/26/1998		ABS
	A4	JP	10-336345			12/18/1998		ABS
	A5	JP	11-250009			09/17/1999		ABS
	A6	JP	2000-90033			03/31/2000		ABS

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.